

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:)	
)	Chapter 15 Case
FAIRFIELD SENTRY LIMITED, et al.,)	
)	Case No: 10-13164
Debtors in Foreign Proceedings.)	
)	Jointly Administered
)	
FAIRFIELD SENTRY LIMITED (IN LIQUIDATION) and)	
FAIRFIELD SIGMA LIMITED (IN LIQUIDATION), acting)	
by and through the Foreign Representatives thereof, and)	Adv. Pro. No. 10-03635
KENNETH KRYS and GREIG MITCHELL, solely in their)	
capacities as Foreign Representatives and Liquidators thereof,)	
)	
Plaintiffs,)	
-against-)	
)	
ABN AMRO SCHWEIZ AG a/k/a ABN AMRO)	
(SWITZERLAND) AG, ADLER AND CO PRIVATBANK)	
AG, ALLIANZBANK SPA/UNIFORTUNE)	
CONSERVATIVE SIDE POCKET, ALTERNATIVE)	
INVESTMENT STRATEGIES, BANCA ARNER SA,)	
BANCA UNIONE DI CREDITO, BANK HAPOALIM)	
SWITZERLAND LTD., BANK JULIUS BAER & CO. LTD.,)	
BANK SARASIN & CIE, BANQUE CANTONALE)	
VAUDOISE, BANQUE CRAMER & CIE SA, BBVA)	
(SUISSE) SA, BCV AMC DEFENSIVE AL FUND, BNP)	
PARIBAS (SUISSE) SA, BNP PARIBAS (SUISSE) SA EX)	
FORTIS, BNP PARIBAS (SUISSE) SA PRIVATE, BSI AG,)	
BSI EX BANCA DEL GOTTARDO, CACEIS BANK)	
LUXEMBOURG, CBB (BVI)/ THE ALKIMA FUND, CBT)	
GEMS LOW VOL REG, COMPAGNIE BANCAIRE)	
HELVETIQUE, CENTRUM BANK AG (AMS), CLARIDEN,)	
LEU LTD., CORNER BANCA SA, CREDIT SUISSE AG)	
ZURICH, DEXIA BANQUE INTERNATIONALE A)	
LUXEMBOURG, DRESDNER BANK SCHWEIZ, EFG BANK)	
SA SWITZERLAND, EFG EUROFINANCIER D'INVEST)	
MCL, ENDURANCE ABSOLUTE LTD. MASTER,)	
FAIRFIELD INVESTMENT GCI, FAIRFIELD INVESTMENT)	
FUND LTD., FALCON PRIVATE BANK, FIF ADVANCED)	
LTD., FINTER BANK ZURICH, HARMONY CAPITAL FUND)	
LTD., HSBC, IHAG HANDELSBANK AG, INCORE BANK)	
AG, KARASEL ENHANCED PORTFOLIO, KARLA)	
MULTISTRATEGIES LTD., LGT BANK IN LIECHTENSTEIN)	
AG, LIECHTENSTEINISCHE LB REINVEST AMS, LLOYDS)	
TSB BANK GENEVA, LOMBARD ODIER DARIER)	

HENTSCH & CIE, LONGBOAT LTD., MASTER CAPITAL
AND HEDGE FUND, NATIONAL BANK OF KUWAIT, NBK
BANQUE PRIVEE SUISSE SA, PICTET & CIE, PKB
PRIVATBANK AG, QUASAR FUNDS SPC a/k/a QUASAR
FUND SPC CLASS A AND CLASS B CGCNV, RBC DEXIA
INVESTOR SERVICE JULIUS BAER SICAV, RBS COUTTS
BANK LTD., RICHOURT AAA MULTISTRATEGIES,
ROTHSCHILD BANK AG ZURICH (DUBLIN) a/k/a
ROTHSCHILD BANK AG, ROTHSCCHILD BANK GENEVA
(DUBLIN), ROTHSCCHILD LUGANO DUBLIN a/k/a BANCA
PRIVATA EDMOND DE ROTHSCCHILD LUGANO S.A.,
EDMOND DE ROTHSCCHILD (SUISSE) S.A., SIS
SEEGANINTERSETTLE, SIX SIS LTD., SOCIETE
GENERALE BANK & TRUST, SOUNDVIEW FUND,
SWISSCANTO FD CENTRE CLIENTS A/C, T1 GLOBAL
FUND LTD., UBS AG NEW YORK, UBS AG ZURICH, UBS
JERSEY NOMINEES, VERWALTUNGS UND PRIVAT-
BANK AG AKTIENGESELLSCHAFT (AMS),
VORARLBERGER LANDES UND HYPOTHEKENBANK
AKTIENGESELLSCHAFT and BENEFICIAL OWNERS OF
ACCOUNTS HELD IN THE NAME OF CGC NA 1-1000,

Defendants.

This document is also being filed in the lead adversary
proceeding, *Fairfield Sentry Ltd. (in Liquidation), et al. v.*
Theodoor GGC Amsterdam, et al., Adv. Pro. No. 10-03496.

**DEFENDANT-APPELLEES' JOINDER TO
COUNTER-DESIGNATION OF ITEMS
TO BE INCLUDED IN THE RECORD ON APPEAL**

Defendant-Appellees Banque Cantonale Vaudoise, BCV AMC Defensive Alt
Fund, Compagnie Bancaire Helvétique SA, Lombard Odier Darier Hentsch & Cie, Rothschild
Bank AG Zurich (Dublin) a/k/a Rothschild Bank AG, Rothschild Bank Geneva (Dublin) a/k/a
Edmond de Rothschild (Suisse) S.A., Edmond de Rothschild (Suisse) S.A. (sued as Sella Bank
AG), Rothschild Lugano Dublin a/k/a Banca Privata Edmond de Rothschild Lugano S.A. and
Société Générale Bank & Trust (together, the “Defendants”) by and through their undersigned

counsel, respectfully join, pursuant to Rule 8009 of the Federal Rules of Bankruptcy Procedure and Rule 8009-1 of the Local Bankruptcy Rules for the Southern District of New York, in the Counter-Designation of Items to be Included in the Record on Appeal, filed on April 27, 2021, by Defendants-Appellees BNP Paribas (Suisse) SA, BNP Paribas (Suisse) SA Ex Fortis, BNP Paribas (Suisse) SA Private, Caceis Bank Luxembourg, and HSBC (ECF No. 532 in Adv. Pro. No. 10-03635 and ECF No. 3662 in Adv. Pro. No 10-3496), with respect to the appeal by Plaintiffs in the above captioned adversary proceeding of the February 26, 2021 Stipulated Order Granting In Part And Denying In Part Moving Defendants' Second Consolidated Motion To Dismiss ("MTD Stipulated Order"), the December 14, 2020 Memorandum Decision ("December 14, 2020 Memorandum Decision"), the August 18, 2020 Order Denying Plaintiffs' Motion for Leave to File Further Proposed Amended Complaints in the Twelve Actions ("MTA Stipulated Order"), the August 10, 2020 Memorandum Decision ("August 10, 2020 Memorandum Decision"), the December 6, 2018 Memorandum Decision ("December 6, 2018 Memorandum Decision"), and the August 6, 2018 Memorandum Decision and Order Regarding the Defendants' Motions to Dismiss for Want of Jurisdiction ("August 6, 2018 Memorandum and Order") (together, the "Appealed Decisions and Orders") before the United States District Court for the Southern District of New York.

RESERVATION OF RIGHTS

The Defendants expressly reserve the right to supplement the record on appeal or cross-appeal and to adopt the designation of any items designated or counter-designated by any other appellant, cross-appellant, appellee, or cross-appellee to any of the appeals or cross-appeals from the Appealed Decisions and Orders.

Dated: April 27, 2021
New York, New York

Respectfully submitted,

By: /s/ John F. Zulack
John F. Zulack

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Rothschild Bank Geneva (Dublin) a/k/a
Edmond de Rothschild (Suisse) S.A., Edmond
de Rothschild (Suisse) S.A. (sued as Sella
Bank AG), Rothschild Lugano Dublin a/k/a
Banca Privata Edmond de Rothschild
Lugano S.A., Société Générale Bank & Trust*

– and –

By: /s/ Marc. R. Cohen
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